

FILED - LN
August 4, 2010 10:03 AM
TRACEY CORDES, CLERK
U.S. DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
BY KY / SCANNED BY 21485

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
(LANSING DIVISION)**

SUSANNE STAHL,

Conservator for Kaden Brody Knight,

vs.

Case No. 1:10-CV-649

Judge Robert Holmes Bell

**CONNIE KNIGHT, DONALD KNIGHT, STEVEN VARGO, and
NATIONAL ELECTRIC CONTRACTORS ASSOCIATION,
NATIONAL ELECTRIC ANNUITY PLAN,
Defendants.**

**Alecia M. Ruswinkel (P62825)
Anderson, Stull and Assoc.
Attorney for Plaintiff
320 W. Ottawa Street
Lansing, MI 48933
(517) 484-0090**

**Steven A. Vargo
IN PRO PER
14961 Hanfor
Allen Park, MI 48101**

**ANSWER TO PAINTIFF'S COMPLAINT, NOTICE OF
AFFERMATIVE DEFENSES AND JURY DEMAND**

NOW COME the Defendant, STEVEN A. VARGO, and in Answer to Plaintiff's Complaint, say as follows:

JURISDICTION AND VENUE

1) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

2) This Defendant admits this allegation.

3) This Defendant admits this allegation.

4) This Defendant admits this allegation.

5) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

6) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

7) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

8) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

GENERAL FACTUAL ALLEGATIONS

9) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

10) This Defendant admits this allegation.

11) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

12) This Defendant admits this allegation.

13) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

14) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

15) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

16) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

17) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

18) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

19) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

20) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

21) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

COUNT 1 – COMMON LAW CONVERSION BY CONNIE KNIGHT & DONALD KNIGHT

22) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

23) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

24) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

25) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

26) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

27) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

28) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

29) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

30) This Defendant denies this allegation for the reason that it is untrue.

31) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

32) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

33) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

34) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

35) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

WHEREFORE, the Defendant, STEVEN A. VARGO prays that this Honorable Court grant and enter a Judgment of No Cause for Action or dismiss the Complaint and award it costs and fees.

**COUNT 2 – STATUTORY CONVERSION BY CONNIE KNIGHT, DONALD KNIGHT,
AND STEVE VARGO**

36) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

37) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

38) This Defendant denies this allegation for the reason that it is untrue.

39) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

40) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

41) This Defendant denies this allegation for the reason that it is untrue.

42) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

43) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

44) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

WHEREFORE, the Defendant, STEVEN A. VARGO prays that this Honorable Court grant and enter a Judgment of No Cause for Action or dismiss the Complaint and award it costs and fees.

**COUNT 3 – COMMON LAW AND STATUTORY CONVERSION BY CONNIE KNIGHT
& DONALD KNIGHT**

45) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

46) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

47) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

48) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

49) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

50) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

51) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

52) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

53) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

WHEREFORE, the Defendant, STEVEN A. VARGO prays that this Honorable Court grant and enter a Judgment of No Cause for Action or dismiss the Complaint and award it costs and fees.

COUNT 4 - NEGLIGENCE BY NEAP

54) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

55) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

56) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

57) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

58) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

59) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

60) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

61) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

WHEREFORE, the Defendant, STEVEN A. VARGO prays that this Honorable Court grant and enter a Judgment of No Cause for Action or dismiss the Complaint and award it costs and fees.

COUNT 5 – TEMPORARY RESTRAINING ORDER

62) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

63) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

64) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

65) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

66) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

67) This Defendant neither admits nor denies this allegation for lack of knowledge or information sufficient to form a belief as to the truth of this allegation and thereby leaves the Plaintiff to her proofs.

WHEREFORE, the Defendant, STEVEN A. VARGO prays that this Honorable Court grant and enter a Judgment of No Cause for Action or dismiss the Complaint and award it costs and fees.

By Steven A. Vargo

Steven A. Vargo
IN PRO PER
14961 Hanfor
Allen Park, MI 48101

Dated August 2, 2010

PROOF OF SERVICE

The undersigned certifies that a copy of the foregoing instrument was served upon the attorneys of record of all parties to the above cause by the method(s) indicated below on Aug 2, 2010.

<input checked="" type="checkbox"/> U.S. Mail	<input type="checkbox"/> FAX
<input type="checkbox"/> Hand Delivered	<input type="checkbox"/> UPS
<input type="checkbox"/> Overnight Delivery Service	<input type="checkbox"/> E-Mail
<input type="checkbox"/> Electronic Notification Via the Court's CM/ECF System	

Steven A. Vargo
Steven A. Vargo